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AUDITOR-CONTROLLER

**COUNTY OF LOS ANGELES  
DEPARTMENT OF AUDITOR-CONTROLLER**

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December 21, 2006

TO: Supervisor Zev Yaroslavsky, Chairman  
Supervisor Gloria Molina  
Supervisor Yvonne B. Burke  
Supervisor Don Knabe  
Supervisor Michael D. Antonovich

FROM: J. Tyler McCauley   
Auditor-Controller

SUBJECT: **DEPARTMENT OF JUSTICE SETTLEMENT AGREEMENT – MONTHLY  
MONITORING RESULTS**

At their meeting of November 20, 2006, your Justice Deputies, who have been monitoring the settlement agreement, requested my office to provide a monthly report to your Board on the results of our monitoring reviews of the County's juvenile halls. Our reviews are used to measure Los Angeles County's (County) progress in implementing the recommendations (referred to as paragraphs) contained in the Department of Justice (DOJ) settlement agreement. This report contains the results of our monitoring for November 2006.

**Background**

In December 2004, the Auditor-Controller (A-C) assumed oversight responsibility of the Quality Assurance Unit (QA Unit) as directed by your Board. The QA Unit was established to conduct on-going monitoring of the County's progress implementing the paragraphs contained in the DOJ settlement agreement. The QA Unit consists of staff from the A-C, Probation Department (Probation), the Department of Mental Health (DMH), and Juvenile Court Health Services (JCHS). The QA Unit manager and staff meet each month with Probation, DMH, and JCHS managers to discuss the results of the monitoring reviews. The DOJ monitors also receive the monitoring results. The DOJ monitors are a group of subject matter experts designated by the DOJ to assess the County and LACOE's progress to implement the 52 paragraphs.

The Los Angeles County Department of Education (LACOE) has been designated as the lead agency for five of their 52 paragraphs and monitor LACOE's progress implementing these paragraphs. LACOE reports are submitted to the DOJ monitors monthly. The statuses of LACOE monitored paragraphs are discussed beginning on page nine of the attachment to this report.

### **Implementation Status Summary**

The compliance rate noted below for each paragraph is based on our testwork, discussions with the DOJ monitors and the compliance rates for overlapping paragraphs. For example, the Use of Force includes Paragraphs 18, 29, and 32.

As of November 30, 2006, 19 of the 52 paragraphs have been fully implemented. One paragraph is expected to be fully implemented by January 1, 2007. For five of the remaining 32 paragraphs, LACOE staff monitor the implementation status. For the remaining 27 paragraphs, we noted the following:

- 9 paragraphs showed a 90% compliance rate.
- 10 paragraphs showed an 80% compliance rate.
- 6 paragraphs showed a 70% compliance rate.
- 2 paragraphs showed a less than 70% compliance rate.

The details of our November 2006 monitoring review for the 27 paragraphs and the compliance rate for each are included in the attached report.

### **Implementation Status of Key Paragraphs**

Based on discussions with the DOJ monitors, Probation and other members of the implementation team, we classified seven of the 27 paragraphs as key paragraphs. The paragraphs focus on the County's need to improve the provision of essential mental health services to children assigned to the juvenile halls and a reduction in the level of violence. The following are the seven paragraphs with a brief description, the current monitoring results, and Probation's targeted date to request formal monitoring.

Before a paragraph is considered implemented, it must undergo formal monitoring by the DOJ monitors for one year. During the formal monitoring period, the DOJ monitors evaluate the County's compliance with the paragraphs' provisions. The DOJ will classify paragraphs as implemented if the County maintains substantial compliance with the paragraphs' provisions during the formal monitoring period.

#### **Paragraph 10:**

*The County shall develop and implement policies, procedures, and practices for mental health assessments to timely and accurately diagnose mental illness, substance abuse disorders, and mental retardation, including potential suicidality. The County shall*

*ensure that youth whose serious mental health and developmental disability needs cannot be met at the facility are transferred to settings that meet their needs.*

The monitoring results for the three juvenile halls showed an overall average compliance rate of approximately 80%. Generally, the compliance rate at each juvenile hall did not significantly vary from the overall average rate. To improve the implementation of the paragraph, DMH intake staff and follow-up psychiatry staff need to further improve their communication and provide more supporting documentation for their diagnoses.

According to Probation, the County is on schedule to request formal monitoring by the target date.

**Targeted Date to Request Formal Monitoring:        December 31, 2006**

**Paragraph 18:**

*The County shall revise policies, procedures, and practices to limit uses of restraints for mental health crises to circumstances necessary to protect the youth and other individuals, for only as long as is necessary, and to accomplish restraint in a safe manner.*

During September 2006, there were four reportable incidents that required the use of soft restraints. One incident occurred at Los Padinos Juvenile Hall and three incidents occurred at Central Juvenile Hall. In all four incidents the minors appropriately received medical attention within 30 minutes of being placed in the restraints and all four minors were referred to DMH for counseling as required. During October 2006, there were no reportable incidents in which soft restraints were used.

According to Probation, the County is on schedule to request formal monitoring by the target date.

**Targeted Date to Request Formal Monitoring:        March 31, 2007**

**Paragraph 22:**

*The County and LACOE shall ensure that all staff assigned to the juvenile halls who work with youth are sufficiently trained in suicide prevention so that they understand how to prevent and respond to crises, including practical matters such as location and use of a cut-down tool in the event of a youth's attempted hanging.*

As of November 2006, 1,039 staff have received training. Approximately, 104 additional staff (41 Probation staff, 41 LACOE staff, 13 DMH staff and 9 JCHS staff) need training. Probation has scheduled 24 training sessions for December 2006, and the involved departments have committed to sending their staff to the training.

According to Probation, the County is on schedule to request formal monitoring by the target date.

**Targeted Date to Request Formal Monitoring: December 31, 2006**

**Paragraph 24:**

*The County shall ensure that licensed mental health professionals provide timely assessment and daily reassessment of youth deemed at risk for suicidal behaviors, or more frequent reassessment as appropriate, as well as appropriate follow-up assessment once youth are discharged from suicide precautions.*

Youth placed on Level III supervision must be seen by DMH staff on a daily basis. Youth placed on Level II supervision must be seen by DMH staff every three days. Our testwork noted that youth placed on Level III supervision are seen daily by DMH staff 90% of the time and youth placed on Level II supervision are seen every three days by DMH staff 93% of the time.

According to Probation, the County is on schedule to request formal monitoring by the target date.

**Targeted Date to Request Formal Monitoring: January 31, 2007**

**Paragraph 27:**

*The County shall provide sufficient staff supervision to keep residents reasonably safe from harm and allow rehabilitative activities to occur successfully.*

Probation indicated that 378 probation officers have been hired and assigned to the three juvenile halls. We compared the number of staff listed in Probation's item control report for August 2005 to the number of staff listed in the November 2006 item control report. The comparison showed an increase of 373 probation officers assigned to the three juvenile halls.

In December 2006, we expanded our monitoring of this paragraph to include a review of Probation's staffing ratios for a selected sample of units within the juvenile hall. In addition, we plan to review Probation's use of overtime to maintain the planned staffing ratios.

According to Probation, the County is on schedule to request formal monitoring by the target date.

**Targeted Date to Request Formal Monitoring: June 30, 2007**

**Paragraph 28:**

*The County shall develop and implement policies, procedures, and practices to restrict the use of oleoresin capsicum (OC) spray to appropriate circumstances, enable supervisors to maintain appropriate controls over spray use and storage, restrict the carrying of OC spray to only those individuals who need to carry and use it, prevent whenever possible the use of OC spray on populations for whom its use is contraindicated or contrary to doctors' instructions, and ensure that decontamination occurs properly.*

Probation developed policies governing the use of OC spray that conform to the above requirements. During the month of October 2006, 20 separate incidents occurred in which staff used OC spray on minors. Two incidents occurred at Los Padrinos Juvenile Hall, fourteen incidents occurred at Central Juvenile Hall, and four incidents occurred at Barry J. Nidorf Juvenile Hall. According to the investigation reports, the use of OC spray in all 20 incidents was appropriate. The reports also noted that for the three incidents involving minors who were taking psychotropic medication, OC spray was used only after the use of alternative physical restraint methods failed. Nineteen of the 20 youth were appropriately decontaminated within 30 minutes. The remaining youth refused to be decontaminated.

According to Probation, the County is on schedule to request formal monitoring by the target date.

**Targeted Date to Request Formal Monitoring: March 31, 2007**

**Paragraph 32**

*The County shall develop and implement a system for review of uses of force and alleged child abuse by senior management so that they may use the information gathered to improve training and supervision of staff, guide staff discipline, and/or make policy or programmatic changes as needed.*

During the month of October 2006, a total of 89 use of force incidents occurred in the three juvenile halls, 20 at Barry J. Nidorf Juvenile Hall, 14 at Los Padrinos Juvenile Hall and 55 at Central Juvenile Hall. Of the 89 minors involved in the uses of force, 77 (87%) received medical treatment within 30 minutes of the use of force. We also noted that not all of the use of force documentation was completed in a timely manner. The use of force documentation should be submitted to management for review within 48 hours of the incident. We sampled 30 use of force packets and noted 10 of 30 were submitted for review ranging from three to seven days after the use of force incident.

**Targeted Date to Request Formal Monitoring:      March 31, 2007**

**Planned Monitoring Activities**

At their meeting of December 13, 2006, your Justice Deputies recommended the County establish measurable performance outcomes for the remaining 32 paragraphs to better quantify the County's progress to implement the remaining paragraphs.

We plan to work with Probation and the Lead DOJ Monitor to ensure the performance outcomes that are established are measurable and align with the DOJ recommendations. Once the outcomes are approved by the appropriate parties, we plan to expand our monitoring reviews to include an assessment of the County's progress to achieve the established outcomes.

If you have any questions, please contact me or have your staff call Don Chadwick at (626) 293-1102.

Attachment

JTM:MO:dc

c:     Robert Taylor, Chief Probation Officer  
       David E. Janssen, Chief Administrative Officer  
       Sachi A. Hamai, Executive Officer, Board of Supervisors  
       Dr. Bruce Chernof, Director, Department of Health Services  
       Dr. Marvin J. Southard, Director, Department of Mental Health  
       Dr. Darline P. Robles, Superintendent, Los Angeles County Office of Education  
       Justice Board Deputies  
       Children Services Deputies  
       Education Deputies  
       Audit Committee

**QUALITY ASSURANCE UNIT  
MONTHLY MONITORING RESULTS  
FOR NOVEMBER 2006**

**Scope of Review**

As of November 30, 2006, 19 of the 52 paragraphs are in full compliance. One paragraph is expected to be in full compliance by January 1, 2007. For five of the remaining 32 paragraphs, LACOE staff monitor the implementation status. Our November 2006 monitoring review covered the remaining 27 paragraphs.

The compliance rate that we identified for each paragraph is based on our testwork, discussions with the DOJ monitors and compliance rate for the overlapping paragraphs. For example, the Use of Force includes Paragraphs 18, 29, and 32.

**PARAGRAPH 10: Assessments**

*The County shall develop and implement policies, procedures, and practices for mental health assessments to timely and accurately diagnose mental illness, substance abuse disorders, and mental retardation, including potential suicide. The County shall ensure that youth whose serious mental health and developmental disability needs cannot be met at the facility are transferred to settings that meet their needs.*

**Current Compliance Rate: 80%**

**Comments:**

The monitoring results for the three juvenile halls showed an overall average compliance rate of approximately 80%. Generally, the compliance rate at each juvenile hall did not significantly vary from the overall average rate. To improve the implementation of the paragraph, DMH intake staff and follow-up psychiatry staff need to further improve their communication and provide more supporting documentation for their diagnoses.

**PARAGRAPH 11: Treatment Planning**

*The County shall develop and implement policies and procedures, and practices for interdisciplinary treatment planning for youth with serious mental health needs, which allow for the ongoing identification, goal setting, and monitoring of youths' target symptoms. As permitted by law, a representative of LACOE shall share information with regard to the youth's academic performance and school-related behaviors, and shall also be responsible for sharing needed information from the treatment planning process with education professionals serving those youth.*

**Current Compliance Rate: 77%**

**Comments:**

Based on documentation maintained by Probation staff, it appears that DMH services were provided to the minors. However, the minors' case files lack adequate documentation to support the services.

**PARAGRAPH 12: Case Management**

*The County shall develop and implement policies, procedures, and practices for case management, which would allow for the implementation of the treatment plans and ensure that treatment planning follows each youth from facility to facility.*

**Current Compliance Rate: 58%**

**Comments:**

Generally, a case plan was developed for each minor sampled. However, the case plans lack specificity.

**PARAGRAPH 13: Counseling Services**

*The County shall develop and implement policies, procedures and practices to ensure the availability of sufficient and adequate counseling services that meet the goal of ameliorating target symptoms of identified mental illness.*

**Current Compliance Rate: 90%**

**Comments:**

Based on other documents in the case files, it appears that DMH staff meet with the minors on an ongoing basis. However, DMH staff do not always document the contacts with the minors.

**PARAGRAPH 15: Individualized Behavior Modification**

*The County shall develop and implement individualized behavior modification programs for individual youth where appropriate. If warranted, LACOE will develop and implement Behavior Support Plans which will be incorporated into youths' Individual Learning Plans. If a special education pupil requires a Behavior Support Plan or Behavior Intervention Plan, the IEP team shall include this need in the IEP.*

**Current Compliance Rate: 70%**

**Comments:**

The DOJ monitor and DMH have not developed an audit tool for this paragraph. The DOJ Monitor and DMH believe that the Individualized Behavior Modification Planning process outlined in paragraph 33 addresses the minors' needs related to this paragraph. DMH management stated that the type of intervention addressed in this paragraph is rare and does not lend itself to regular sampling and auditing.



**PARAGRAPH 16: Substance Abuse**

*The County shall develop and implement policies, procedures, and practices to address substance use disorders appropriately.*

**Current Compliance Rate: 70%**

**Comments:**

The compliance rate is based on our assessment of the initial screening process, the drug education program, and the follow-up process. Generally, the screening process is sufficient. However, the County needs to improve the drug education/drug awareness and follow up process.

**PARAGRAPH 18: Restraints**

*The County shall revise policies, procedures, and practices to limit uses of restraints for mental health crises to circumstances necessary to protect the youth and other individuals, for only as long as is necessary, and to accomplish restraint in a safe manner.*

**Current Compliance Rate: 90%**

**Comments:**

During September 2006, there were four reportable incidents that required the use of soft restraints. One incident occurred at Los Padrinos Juvenile Hall and three incidents occurred at Central Juvenile Hall. In all four incidents the minors appropriately received medical attention within 30 minutes of being placed in the restraints and all four minors were referred to DMH for counseling as required. During October 2006, there were no reportable incidents in which soft restraints were use.

**PARAGRAPH 22: Suicide Prevention**

*The County and LACOE shall ensure that all Juvenile Hall and LACOE staff who works with youth is sufficiently trained in suicide prevention so that they understand how to prevent and respond to crises, including practical matters such as location and use of a cut-down tool in the event of a youth's attempted hanging.*

**Current Compliance Rate: 93%**

**Comments:**

As of November 2006, 1039 staff have received training. Approximately 104 additional staff (41 Probation staff, 41 LACOE staff, 13 DMH staff and 9 JCHS staff) need training. Probation scheduled 24 training sessions for December 2006, and the involved departments have committed to sending their staff to the training.

**PARAGRAPH 23: Sharing of Information**

*The County and LACOE shall develop and implement policies, procedures, and practices to ensure that arresting officers, probation, medical, education, and mental health staff share appropriate information regarding potentially suicidal or self-harming youth. The County shall ensure that appropriate outside officials and family members are notified following a suicide attempt.*

**Current Compliance Rate: 90%**

**Comments:**

The arresting officers do not consistently complete the Screening Forms as required. For example, the officers do not always include the minor's medical history on the screening forms as required. The Probation Department needs to train all intake officers in the new procedure and ensure that arresting officers appropriately complete the Screening Forms before placing the arrestees at the juvenile halls.

**PARAGRAPH 24: Assessment**

***Criteria:** The County shall ensure that licensed mental health professionals provide timely assessment and daily reassessment of youth deemed at risk for suicidal behaviors, or more frequent reassessment as appropriate, as well as appropriate follow-up assessment once youth are discharged from suicide precautions.*

**Current Compliance Rate: 92%**

**Comments:**

The overall compliance rate is 92%. Youth placed on Level III supervision must be seen by DMH staff on a daily basis. Youth placed on Level II supervision must be seen by DMH staff every three days. Our testwork noted that youth placed on Level III supervision are seen daily by DMH staff 90% of the time and youth placed on Level II supervision are seen every three days by DMH staff 93% of the time.

**PARAGRAPH 25: Management of Suicidal Youth**

***Criteria:** The County and LACOE shall develop and implement policies, procedures, and practices to ensure that mental health staff are sufficiently involved with probation and education staff in the management of youth exhibiting suicidal behaviors, including creation of individual behavior modification programs (County) and, if needed, creation*

*for a youth of a Behavior Support Plan or a Behavior Intervention Plan (LACOE), and decisions about appropriate clothing, bedding, and housing (County).*

**Current Compliance Rate: 80%**

**Comments:**

Probation staff are providing adequate supervision of youth exhibiting suicidal behaviors. The Individualized Behavior Modification Plan (IBMP) committees are reviewing self-harm incidents. However, a policy, directive or process has not been developed whereby building supervisors are required to promptly review and evaluate attempted suicides that occur in their units. In addition, a tracking system is not in place to ensure all incidents are properly reported and routed. The reports are not labeled with a unique identifier, i.e., identifying sequential numbers and are not maintained in a centralized location.

**PARAGRAPH 26: Care for Self – Harming Youth**

***Criteria:** The County shall develop a continuum of services and responses to meet the needs of self-harming youth, including revised supervision practices to minimize incidents of self-harm and appropriate access to hospital services and specialized residential facilities.*

**Current Compliance Rate: 85%**

**Comments:** To improve the current compliance rate, Probation needs to complete a comprehensive evaluation of all living areas within the juvenile halls.

**PARAGRAPH 27: Staffing**

***Criteria:** The County shall provide sufficient staff supervision to keep residents reasonably safe from harm and allow rehabilitative activities to occur successfully*

**Current Compliance Rate: 80%**

**Comments:**

Probation indicated that 378 probation officers have been hired and assigned to the three juvenile halls. We compared the number of staff listed in Probation's item control report for August 2005 to the number of staff listed in the November 2006 item control report. The comparison showed an increase of 373 probation officers assigned to the three juvenile halls.

In December 2006, we expanded our monitoring of this paragraph to include a review of Probation's staffing ratios for a selected sample of units within the juvenile hall. In addition, we plan to review Probation's use of overtime to maintain the planned staffing ratios.

**PARAGRAPH 28: Chemical Restraint**

*The county shall develop and implement policies, procedures, and practices to restrict the use of oleoresin capsicum (OC) spray to appropriate circumstances, enable supervisors to maintain appropriate controls over spray use and storage, restrict the carrying of OC spray to only those individuals who need to carry and use it, prevent whenever possible the use of OC spray on populations for whom its use is contraindicated or contrary to doctors' instructions, and ensure that decontamination occurs properly.*

**Current Compliance Rate: 80%**

**Comments:**

Oleoresin capsicum, "pepper spray," is a pepper based non-lethal chemical restraint. Minors who are sprayed with OC spray are to be decontaminated by flushing the sprayed area with cold water. Probation developed policies governing the use of OC spray that conform to the above requirements. During the month of October 2006, 20 separate incidents occurred in which staff used OC spray on minors. Two incidents occurred Los Padrinos Juvenile Hall, fourteen incidents occurred at Central Juvenile Hall, and four incidents occurred at Barry J. Nidorf Juvenile Hall. According to the investigation reports, the use of OC spray in all 20 incidents was appropriate. The reports also noted that for the three incidents involving minors who were taking psychotropic medication, OC spray was used only after the use of alternative physical restraint methods failed. Nineteen of the 20 youth were appropriately decontaminated within 30 minutes. The remaining youth, refused to be decontaminated.

**PARAGRAPH 29: Use of Force**

*The County shall develop and implement a comprehensive policy and accompanying practices governing use of force, ensuring that the least amount of force necessary for the safety of staff, youth residents, and visitors is used on youth.*

**Current Compliance Rate: 85%**

**Comments:**

The Probation Department has trained its employees in "Safe Crisis Management," which emphasizes programming and de-escalation techniques. It also includes, when required, the proper use of physical and chemical restraints. Although use of force across all three juvenile halls has declined, individual juvenile halls have experienced an increase in certain types of force, i.e., OC spray.

**PARAGRAPH 31: Child Abuse Investigation**

*The County shall develop and implement a system for the timely, thorough, and independent investigation of alleged child abuse.*

**Current Compliance Rate: 50%****Comments:**

Probation's Child Abuse Investigation Unit consists of five investigators. The unit rarely closes a case within the 30-day time frame as required. During the last three months, 18 cases were opened and one of the 18 was closed within 30 days. The Child Abuse Investigation Unit staff were unable to provide an explanation as to why the cases were not being closed in a timely manner. Probation has yet to establish an "Office of Independent Review" staffed by an independent counsel (or like individual), who is not an employee of the Department.

**PARAGRAPH 32: Use of Force Review**

*The County shall develop and implement a system for review of uses of force and alleged child abuse by senior management so that they may use the information gathered to improve training and supervision of staff, guide staff discipline, and/or make policy or programmatic changes as needed.*

**Current Compliance Rate: 80%****Comments:**

During the month of October 2006, a total of 89 use of force incidents occurred in the three juvenile halls, 20 at Barry J. Nidorf Juvenile Hall, 14 at Los Padros Juvenile Hall and 55 at Central Juvenile Hall. Of the 89 minors involved in the uses of force, 77 (87%) received medical treatment within 30 minutes of the use of force. We also noted that not all of the use of force documentation was completed in a timely manner. The use of force documentation should be submitted to management for review within 48 hours of the incident. We sampled 30 use of force packets and noted 10 of 30 were submitted for review ranging from three to seven days after the use of force incident.

**PARAGRAPH 33: Rehabilitation and Behavioral Management**

*The County shall provide adequate rehabilitative programming and gender-specific programming, where appropriate. The County and LACOE shall provide a facility-wide behavioral management system that is implemented throughout the day, including school time.*

**Current Compliance Rate: 70%****Comments:**

IBMP and Interagency meetings are held weekly. The EXCEL program is a complex program and is not being administered uniformly among the three juvenile halls. The County has determined that the Life Enhancement and Assessment of Personal Skills (LEAPS) programs will facilitate counseling of minors more effectively than EXCEL and to replace EXCEL with LEAPS.

**PARAGRAPH 35: Reduce Youth and Youth Violence**

*The County and LACOE shall develop and implement strategies for reducing youth on youth violence that includes training staff in appropriate behavior management, recognition and response to gang dynamics, and violence reduction techniques.*

**Current Compliance Rate: 80%**

**Comments:**

Overall, the juvenile halls have experienced a reduction in youth on youth violence. It appears that youth on youth violence is tied directly to levels of Probation staff and their training. As Probation continues to increase the number of trained staff at the juvenile halls, a continued reduction of youth on youth violence should result. The overall incidents of youth on youth violence in the three juvenile halls were 174 incidents in October 2006 and 186 incidents in November 2006 compared to 241 incidents in October 2005 and 213 incidents in November 2005.

**PARAGRAPH 41: Medical Records Transfer**

*The County shall develop and implement an effective system for transferring medical records from one facility to another so that youth receive timely and consistent medical services.*

**Current Compliance Rate: 75%**

**Comments:**

Medical records are being transferred manually from one juvenile hall to another in a timely manner, and medical staff are documenting when medical records are sent or received. Probation and JCHS managers are meeting monthly to gather information and select an appropriate electronic medical record system that will meet the needs of JCHS staff. Neither a system nor an implementation date have been established.

**PARAGRAPH 44: Eyeglasses**

*The County shall ensure that youth in need of eyeglasses receive them in a timely manner.*

**Current Compliance Rate: 95%**

**Comments:**

On average, minors are receiving their eyeglasses within six days of being examined by the optometrist. The language in the Action Plan defines "timely" as within two weeks of the optometrist visit. Prior to the implementation of the eye clinic, minors were not receiving their eyeglasses before leaving the juvenile halls.

**PARAGRAPH 45: Hygiene**

*The County shall ensure that medical and pharmaceutical areas are maintained hygienically, and shall establish an infection control program.*

**Current Compliance Rate: 75%**

**Comments:**

During our audits we noted the medical modules, examination areas and rest rooms, were not clean. The floors were dirty and missing tiles. Nursing staff reported that the custodial staff did not clean the minors' rooms in the medical modules after the rooms were vacated. Consequently, Probation would house minors in rooms that had not been properly sanitized.

To achieve formal monitoring on paragraph 45, Probation needs to amend their contracts with the vendors providing custodial services to the three halls to ensure the services meet the needs of the medical staff. Probation must also monitor the contracts with the custodial services.

Although DOJ approved the action plans and audit tools for this review in September 2005, the primary DOJ monitor for this paragraph wants the audit tool for this paragraph revised to ensure a more objective review. We are working with the DOJ monitor to develop an audit tool that meets his expectations.

**PARAGRAPHS 46 to 50**

Paragraphs 46 through 50 are audited by LACOE's internal auditors. The anticipated formal monitoring dates are based on the dates identified in the Department of Justice Settlement Agreement – Quarterly Compliance Progress Report, dated November 17, 2006.

**PARAGRAPH 46: Special Education**

*The County and LACOE shall develop and implement a systematic, comprehensive process to locate, screen, identify and provide appropriate services to all youth through age 21 with disabilities who require special education services.*

**Targeted Date to Request Formal Monitoring: July 31, 2007**

**PARAGRAPH 47: Related Services**

*LACOE shall provide related services to special education students with needs for these services.*

**Targeted Date to Request Formal Monitoring: July 31, 2007**

**PARAGRAPH 48: Parent Participation**

*The County and LACOE shall utilize a range of methods to facilitate parent participation in Individualized Educational Program (IEP) meetings.*

**Targeted Date to Request Formal Monitoring: July 31, 2007**

**PARAGRAPH 49: Transition Planning and Services**

*The County and LACOE shall provide adequate transition planning and services for all eligible youth with disabilities.*

**Targeted Date to Request Formal Monitoring: July 31, 2007**

**PARAGRAPH 50: Materials, Space and Equipment**

*The County and LACOE shall ensure that all classes, including those held inside residential units, have appropriate materials, space and equipment.*

**Targeted Date to Request Formal Monitoring: July 31, 2007**

**PARAGRAPHS 52 to 55**

Paragraphs 52 through 55 are audited by Probation's Management Services Bureau (MSB) auditors. The percentage of compliance is based on the MSB auditors' reports and our discussions with the DOJ monitor.

**PARAGRAPH 52: Fire Safety**

*The County shall ensure adequate smoke and fire alarm coverage that communicates with appropriate entities; minimize fire-loading; light and mark egress routes adequately; and eliminate electrical hazards. LACOE shall minimize fire-loading and eliminate electrical hazards in areas within LACOE's Control.*

**Current Compliance Rate: 95%**

**Comments:**

In December 2006, the DOJ monitor indicated that this paragraph will be granted formal monitoring in January 2007.



**PARAGRAPH 53: Food Safety**

*The County shall institute a plan for food preparation, storage, service, and kitchen repairs that eliminate risk of food borne illness.*

**Current Compliance Rate: 95%**

**Comments:**

In December 2006, the DOJ monitor indicated that this paragraph will be granted formal monitoring in January 2007.

**PARAGRAPH 54: Medically Necessary Diets**

*The County shall ensure that those youth requiring special medical diets receive such diets as ordered.*

**Current Compliance Rate: 95%**

**Comments:**

In December 2006, the DOJ monitor indicated that this paragraph will be granted formal monitoring in January 2007.

**PARAGRAPH 55: Youth Hygiene**

*The County and LACOE shall ensure that youth have adequate hygiene opportunities, including sanitary personal hygiene products. The county shall ensure that youth have adequate linens, bedding and clothing.*

**Current Compliance Rate: 80%**

**Comments:**

In December 2006, the DOJ monitor stated that MSB staff need to do a better job submitting work orders for facility repairs in a timely manner and track the work orders once they are submitted.

**Paragraph 56: System**

*The County and LACOE shall revise and/or institute quality assurance system to ensure implementation of the provisions addressed in this Agreement.*

**Current Compliance Rate: 85%**

**Comments:**

The County has made a significant commitment of resources and personnel establishing a quality assurance program for the three juvenile halls. Data is being gathered in a variety of areas. Additionally, staff are now completing periodic compliance audits at the juvenile halls.

MSB has developed and completed all but one audit tool for paragraphs 51 to 55 with the assistance of the DOJ Monitor. The final auditing tool is being developed from the modifications to Project 55, implementation of the fire safety program and the reworking of the Paragraph 45 sanitation auditing tool.